

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2815

IN THE MATTER OF:

Served January 16, 1986

Application of ROSETTA D. MURRAY,)
trading as Murray's Non-Emergency)
Transport Service, for Special)
Authorization to Conduct Charter)
Operations Pursuant to Contract)
with the U.S. Department of Justice)

Case No. CP-86-01

By application filed January 15, 1986, Rosetta D. Murray, trading as Murray's Non-Emergency Transport Service ("Murray's" or "applicant"), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport employees of the United States Department of Justice ("DOJ"). A regularly scheduled shuttle would serve the Judiciary Center Building (555 4th Street, N.W.), U.S. Courthouse (3rd & Constitution Avenue, N.W.), and the main Justice Building (10th & Constitution Avenue, N.W.), all in Washington, D.C. The service would operate between 9 a.m. and 5:30 p.m., weekdays except federal holidays.

The service would be provided in a 1985 or newer van equipped to seat eight passengers in addition to the driver and equipped with a wheelchair lift. On 30 days notice DOJ may exercise an option for an additional van seating 14, but without a lift. Applicant has not yet acquired the vehicle which must be inspected and approved by DOJ.

The contract between Murray's and DOJ would become effective February 1, 1986, and remain in effect through September 30, 1986. It provides for two one-year options for additional service. Another option provides for an additional stop at D.C. Superior Court (500 Indiana Avenue, N.W.) and other unspecified stops within the District of Columbia.

Although DOJ has selected Murray's as the apparent low bidder, the contract, a copy of which is on file, has not been executed. The contracting officer has filed an affidavit indicating that he has determined that Murray's has the capability to perform the required services. We note that Murray's has on file with the Commission an appropriate certificate of insurance. Applicant has filed projected financial statements indicating the proposed service would increase revenues by \$22,848 and expenses by \$20,939.

Applicant will be required to file a copy of the executed contract as well as complete information about the new vehicle upon

delivery, including a copy of the inspection certificate and an affidavit of identification in accordance with Regulation No. 70-10.

Inasmuch as the proposed contract is for the transportation of employees pursuant to contract with their employer between points within the Metropolitan District for a period in excess of 181 days, the application appears amenable to processing under Commission Regulation No. 70. See Order No. 2004, served June 20, 1979. Consequently, notice of this application must be published and opportunity given for the filing of protests. Protests, if any, must be written, sworn, and notarized, and must contain all evidence and argument upon which the protestant would rely.

THEREFORE, IT IS ORDERED:

1. That Rosetta D. Murray, trading as Murray's Non-Emergency Transport Service, publish once in a newspaper of general circulation in the Metropolitan District notice of this application in the form prescribed by the staff of the Commission no later than Sunday, January 19, 1986.

2. That applicant shall file with the Commission (a) an affidavit of publication of notice, (b) two copies of the executed contract, and (c) an affidavit of identification of the new vehicle, including registration data and a copy of the certificate of inspection.

3. That any person desiring to protest this application shall file a notarized protest in conformance with Commission Regulation No. 70-06 at the office of the Commission, 1625 I Street, N.W., Suite 316, Washington, D.C. 20006, no later than Tuesday, January 28, 1986, and shall simultaneously serve a copy of such protest on applicant Rosetta D. Murray, 2329 Skyland Place, S.E., #904, Washington, D.C. 20020.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director